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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Curiel *et al.* § ART UNIT: 1632  
FILED: September 9, 1999 §  
SERIAL NO.: 09/393,173 §  
FOR: Adenoviral Vector Encoding § EXAMINER:  
Pro-Apoptotic Bax Gene and § Beckerleg, A.  
Uses Thereof § DOCKET: D6163

RECEIVED  
OCT 10 2001  
TECH CENTER 1600/2900

The Assistant Commissioner of Patents and Trademarks  
BOX NON-FEE AMENDMENT  
Washington, DC 20231

RESPONSE UNDER 37 C.F.R. § 1.111

Dear Sir:

In response to the Office Action mailed March 29, 2001,  
please enter the following amendments and remarks.  
Reconsideration of the pending claims is respectfully requested.

AMENDMENTS

IN THE CLAIMS:

Please amend claim 1 as follows:

1. (twice amended) An inducible recombinant  
adenoviral vector encoding an pro-apoptotic *bax* gene, wherein  
coding sequence of said *bax* gene is placed downstream of a loxP  
excision cassette.